



**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
BEAUMONT DIVISION**

**DOLPHIN TECHNICAL INSTITUTES,  
INC., d/b/a DOLPHIN TECHNICAL  
INSTITUTE,**

*Plaintiff,*

**V.**

**THE NATIONAL ACCREDITING  
COMMISSION OF COSMETOLOGY  
ARTS & SCIENCES,**

*Defendants.*

**CIVIL ACTION NO. 1:05-CV-342**  
**JURY**

## ORDER ON PRELIMINARY INJUNCTION AND SETTLEMENT AND RELEASE AGREEMENT

Before the Court are Plaintiff's *Request for Preliminary Injunction* filed May 12, 2005 [Doc. #2] and the joint *Settlement and Release Agreement* filed July 6, 2005 [Doc. #17].

On June 3, 2005, the Court held a hearing on Plaintiff's *Request for Preliminary Injunction*. After considering the evidence presented, the arguments of counsel, and the joint *Settlement and Release Agreement*, the Court is of the opinion that the preliminary injunction should be granted until October 31, 2005, and that the terms and conditions of the settlement agreement should be incorporated into this order.

**IT IS THEREFORE ORDERED** that Plaintiff's *Request for Preliminary Injunction* [Doc. #2] is **GRANTED** until October 31, 2005, at which time the preliminary injunction will be automatically dismissed.

**(Cont.)**

**IT IS FURTHER ORDERED** that the terms and conditions of the *Settlement and Release Agreement* [Doc. #17] entered into between the parties on July 5, 2005, are hereby incorporated into this order.

**SO ORDERED.**

**SIGNED** this the 12 day of July, 2005.

A handwritten signature in black ink, appearing to read "Thad Heartfield", is written over a horizontal line.

Thad Heartfield  
United States District Judge